

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE HONORABLE BOARD OF PATENT APPEALS

Serial No.: 10/535,487
Inventors/Applicants: Gerard Vincent Monaghan et. al.
Assignee: ETX Systems Inc.
371(c) Entry Date: May 17, 2005
Effective Filing Date: October 26, 2004
Priority Date: October 27, 2003
Title: PROCESS FOR CONVERTING A LIQUID FEED MATERIAL INTO
A VAPOR PHASE PRODUCT
Group Art Unit: 1797
Confirmation No.: 3934
Examiner: Randy Boyer
Entity Status: Small Entity
Our Docket: RR-584 PCT/US

TO: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 31, 2010

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

Sir:

This is in response to the Notification of Non-Compliant Appeal Brief dated March 22, 2010. The Status of the Claims in paragraph 3 on page 2 of the Appeal Brief has been clarified and is attached hereto. Please charge any fees needed for the filing of this paper to our Deposit Account No. 18-1743.

Dated March 31, 2010

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Respectfully submitted,

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/Charles Rodman/
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3. STATUS OF CLAIMS

Claim 1 has been cancelled. Claims 2 -26 are currently pending in this Application.

Claims 2 – 23, 25 and 26 were rejected in the Final Office Action dated October 5, 2009. Claim 24 was objected to as being dependent upon a rejected base claim, but is otherwise considered to be allowable. This Appeal is directed at Claims 2 -23, 25 and 26.

A copy of the Claims appears in the CLAIMS APPENDIX on page 27 of the Brief.